



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No. 065691-0230

6p/1633
#13
11/12/02

Applicants: Henricus Petrus Joseph Te Riele *et al.*

Title: HOMOLOGOUS RECOMBINATION IN
MISMATCH REPAIR INACTIVATED
EUKARYATIC CELLS

Appl. No.: 09/884,877

Filing Date: June 20, 2001

Examiner: Joseph T. Woitach

Art Unit: 1633

<p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.</p> <p>Robert N. Young (Printed Name)</p> <p><i>RN</i> (Signature)</p> <p>October 31, 2002 (Date of Deposit)</p>

RESPONSE TO RESTRICTION REQUIREMENT

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Commissioner for Patents
Washington, D.C. 20231

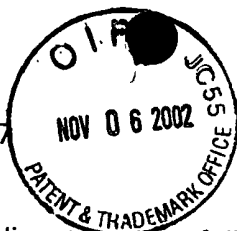
Sir:

In response to the Patent and Trademark Office Action of October 1, 2002, imposing a restriction requirement on this application, Applicants provisionally elect the claims of Group I, Claims 24-33, and respectfully request reconsideration and withdrawal of the restriction requirement between Groups II and III. Applicants traverse the restriction requirement on the ground that the Examiner has failed to adequately establish that search and examination of the entire application constitutes an undue burden.

The time for response to the Office Action was set to expire as of November 1, 2002, and therefore this response is timely filed. Applicants believe no fee is due for this submission, however, the Commissioner is hereby authorized to charge any fees due in connection with this submission to Deposit Account No. 50-2350. A duplicate copy of this Response is enclosed for such purposes.

Applicants reserve the right to file one or more divisional applications covering the subject matter of the non-elected claims.

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Applicants respectfully request examination on the merits of this application.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Respectfully submitted,

Date October 31, 2002

By

A handwritten signature in black ink, appearing to be "R. Young", written over a horizontal line.

Robert N. Young
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